

State of Arizona  
Senate  
Forty-sixth Legislature  
Second Regular Session  
2004

**FILED**  
**JANICE K. BREWER**  
**SECRETARY OF STATE**

CHAPTER 185

## **SENATE BILL 1265**

AN ACT

AMENDING SECTION 23-901, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2002, CHAPTER 331, SECTION 1; REPEALING SECTION 23-901, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2003, CHAPTER 180, SECTION 3; AMENDING SECTION 46-300.01, ARIZONA REVISED STATUTES; AMENDING LAWS 2003, CHAPTER 223, SECTION 4; AMENDING LAWS 2002, CHAPTER 331, SECTION 20, AS AMENDED BY LAWS 2003, CHAPTER 223, SECTION 9; AMENDING LAWS 2002, CHAPTER 331, SECTION 23, AS AMENDED BY LAWS 2003, CHAPTER 223, SECTION 10; BLENDING MULTIPLE ENACTMENTS; RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 23-901, Arizona Revised Statutes, as amended by  
3 Laws 2002, chapter 331, section 1, is amended to read:

4 23-901. Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "Award" means the finding or decision of an administrative law  
7 judge or the commission as to the amount of compensation or benefit due an  
8 injured employee or the dependents of a deceased employee.

9 2. "CLIENT" MEANS AN INDIVIDUAL, ASSOCIATION, COMPANY, FIRM,  
10 PARTNERSHIP, CORPORATION OR ANY OTHER LEGALLY RECOGNIZED ENTITY THAT IS  
11 SUBJECT TO THE PROVISIONS OF THIS CHAPTER AND THAT ENTERS INTO A PROFESSIONAL  
12 EMPLOYER AGREEMENT WITH A PROFESSIONAL EMPLOYER ORGANIZATION.

13 ~~2.~~ 3. "Co-employee" means every person employed by an injured  
14 employee's employer.

15 ~~3.~~ 4. "Commission" means the industrial commission of Arizona.

16 ~~4.~~ 5. "Compensation" means the compensation and benefits provided by  
17 this chapter.

18 ~~5.~~ 6. "Employee", "workman", "worker" and "operative" means:

19 (a) Every person in the service of the state or a county, city, town,  
20 municipal corporation or school district, including regular members of  
21 lawfully constituted police and fire departments of cities and towns, whether  
22 by election, appointment or contract of hire.

23 (b) Every person in the service of any employer subject to this  
24 chapter, including aliens and minors legally or illegally permitted to work  
25 for hire, but not including a person whose employment is both:

26 (i) Casual.

27 (ii) Not in the usual course of the trade, business or occupation of  
28 the employer.

29 (c) Lessees of mining property and their employees and contractors  
30 engaged in the performance of work which is a part of the business conducted  
31 by the lessor and over which the lessor retains supervision or control are  
32 within the meaning of this paragraph employees of the lessor, and are deemed  
33 to be drawing wages as are usually paid employees for similar work. The  
34 lessor may deduct from the proceeds of ores mined by the lessees the premium  
35 required by this chapter to be paid for such employees.

36 (d) Regular members of volunteer fire departments organized pursuant  
37 to title 48, chapter 5, article 1, regular firemen of any volunteer fire  
38 department, including private fire protection service organizations,  
39 organized pursuant to title 10, chapters 24 through 40, volunteer firemen  
40 serving as members of a fire department of any incorporated city or town or  
41 an unincorporated area without pay or without full pay and on a part-time  
42 basis, and voluntary policemen and volunteer firemen serving in any  
43 incorporated city, town or unincorporated area without pay or without full  
44 pay and on a part-time basis, are deemed to be employees, but for the  
45 purposes of this chapter, the basis for computing wages for premium payments

1 and compensation benefits for regular members of volunteer fire departments  
2 organized pursuant to title 48, chapter 5, article 1, or organized pursuant  
3 to title 10, chapters 24 through 40, regular members of any private fire  
4 protection service organization, volunteer firemen and volunteer policemen  
5 of these departments or organizations shall be the salary equal to the  
6 beginning salary of the same rank or grade in the full-time service with the  
7 city, town, volunteer fire department or private fire protection service  
8 organization, provided if there is no full-time equivalent then the salary  
9 equivalent shall be as determined by resolution of the governing body of the  
10 city, town or volunteer fire department or corporation.

11 (e) Members of the department of public safety reserve, organized  
12 pursuant to section 41-1715, are deemed to be employees. For the purposes  
13 of this chapter, the basis for computing wages for premium payments and  
14 compensation benefits for a member of the department of public safety reserve  
15 who is a peace officer shall be the salary received by officers of the  
16 department of public safety for their first month of regular duty as an  
17 officer. For members of the department of public safety reserve who are not  
18 peace officers, the basis for computing premiums and compensation benefits  
19 is four hundred dollars a month.

20 (f) Any person placed in on-the-job evaluation or in on-the-job  
21 training under the department of economic security's temporary assistance for  
22 needy families program or vocational rehabilitation program shall be deemed  
23 to be an employee of the department for the purpose of coverage under the  
24 state workers' compensation laws only. The basis for computing premium  
25 payments and compensation benefits shall be two hundred dollars per month.  
26 Any person receiving vocational rehabilitation services under the department  
27 of economic security's vocational rehabilitation program whose major  
28 evaluation or training activity is academic, whether as an enrolled attending  
29 student or by correspondence, or who is confined to a hospital or penal  
30 institution, shall not be deemed to be an employee of the department for any  
31 purpose. Any dividend which the department's vocational rehabilitation  
32 program may be entitled to receive from the state compensation fund because  
33 of a favorable loss experience for any policy period shall not revert to the  
34 state general fund but shall be applied to the department's current premium  
35 obligations for workers' compensation coverage for such program.

36 (g) Regular members of a volunteer sheriff's reserve, which may be  
37 established by resolution of the county board of supervisors, to assist the  
38 sheriff in the performance of the sheriff's official duties. A roster of the  
39 current members shall monthly be certified to the clerk of the board of  
40 supervisors by the sheriff and shall not exceed the maximum number authorized  
41 by the board. Certified members of an authorized volunteer sheriff's reserve  
42 shall be deemed to be employees of the county for the purpose of coverage  
43 under the Arizona workers' compensation laws and occupational disease  
44 disability laws and shall be entitled to receive the benefits of these laws  
45 for any compensable injuries or disabling conditions which arise out of and

1 occur in the course of the performance of duties authorized and directed by  
 2 the sheriff. Compensation benefits and premium payments shall be based upon  
 3 the salary received by a regular full-time deputy sheriff of the county  
 4 involved for the first month of regular patrol duty as an officer for each  
 5 certified member of a volunteer sheriff's reserve. This subdivision shall  
 6 not be construed to provide compensation coverage for any member of a  
 7 sheriff's posse who is not a certified member of an authorized volunteer  
 8 sheriff's reserve except as a participant in a search and rescue mission or  
 9 a search and rescue training mission.

10 (h) A working member of a partnership may be deemed to be an employee  
 11 entitled to the benefits provided by this chapter upon written acceptance,  
 12 by endorsement, at the discretion of the insurance carrier for the  
 13 partnership of an application for coverage by the working partner. The basis  
 14 for computing premium payments and compensation benefits for the working  
 15 partner shall be an assumed average monthly wage of not less than six hundred  
 16 dollars nor more than the maximum wage provided in section 23-1041 and is  
 17 subject to the discretionary approval of the insurance carrier. Any  
 18 compensation for permanent partial or permanent total disability payable to  
 19 the partner shall be computed on the lesser of the assumed monthly wage  
 20 agreed to by the insurance carrier on the acceptance of the application for  
 21 coverage or the actual average monthly wage received by the partner at the  
 22 time of injury.

23 (i) The sole proprietor of a business subject to this chapter may be  
 24 deemed to be an employee entitled to the benefits provided by this chapter  
 25 on written acceptance, by endorsement, at the discretion of the insurance  
 26 carrier of an application for coverage by the sole proprietor. The basis for  
 27 computing premium payments and compensation benefits for the sole proprietor  
 28 shall be an assumed average monthly wage of not less than six hundred dollars  
 29 nor more than the maximum wage provided by section 23-1041 and is subject to  
 30 the discretionary approval of the insurance carrier. Any compensation for  
 31 permanent partial or permanent total disability payable to the sole  
 32 proprietor shall be computed on the lesser of the assumed monthly wage agreed  
 33 to by the insurance carrier on the acceptance of the application for coverage  
 34 or the actual average monthly wage received by the sole proprietor at the  
 35 time of injury.

36 (j) A member of the Arizona national guard, Arizona state guard or  
 37 unorganized militia shall be deemed a state employee and entitled to coverage  
 38 under the Arizona workers' compensation law at all times while the member is  
 39 receiving the payment of the member's military salary from the state of  
 40 Arizona under competent military orders or upon order of the governor.  
 41 Compensation benefits shall be based upon the monthly military pay rate to  
 42 which the member is entitled at the time of injury, but not less than a  
 43 salary of four hundred dollars per month, nor more than the maximum provided  
 44 by the workers' compensation law. No Arizona compensation benefits shall  
 45 inure to a member compensable under federal law.

1 (k) Certified ambulance drivers and attendants who serve without pay  
2 or without full pay on a part-time basis are deemed to be employees and  
3 entitled to the benefits provided by this chapter and the basis for computing  
4 wages for premium payments and compensation benefits for certified ambulance  
5 personnel shall be four hundred dollars per month.

6 (l) Volunteer workers of a licensed health care institution may be  
7 deemed to be employees and entitled to the benefits provided by this chapter  
8 upon written acceptance by the insurance carrier of an application by the  
9 health care institution for coverage of such volunteers. The basis for  
10 computing wages for premium payments and compensation benefits for volunteers  
11 shall be four hundred dollars per month.

12 (m) Personnel who participate in a search or rescue operation or a  
13 search or rescue training operation that carries a mission identifier  
14 assigned by the division of emergency management as provided in section  
15 35-192.01 and who serve without compensation as volunteer state employees.  
16 The basis for computation of wages for premium purposes and compensation  
17 benefits is the total volunteer man-hours recorded by the division of  
18 emergency management in a given quarter multiplied by the amount determined  
19 by the appropriate risk management formula.

20 (n) Personnel who participate in emergency management training,  
21 exercises or drills that are duly enrolled or registered with the division  
22 of emergency management or any political subdivision as provided in section  
23 26-314, subsection C and who serve without compensation as volunteer state  
24 employees. The basis for computation of wages for premium purposes and  
25 compensation benefits is the total volunteer man-hours recorded by the  
26 division of emergency management or political subdivision during a given  
27 training session, exercise or drill multiplied by the amount determined by  
28 the appropriate risk management formula.

29 (o) Regular members of the Arizona game and fish department reserve,  
30 organized pursuant to section 17-214. The basis for computing wages for  
31 premium payments and compensation benefits for a member of the reserve is the  
32 salary received by game rangers and wildlife managers of the Arizona game and  
33 fish department for their first month of regular duty.

34 (p) EVERY PERSON EMPLOYED PURSUANT TO A PROFESSIONAL EMPLOYER  
35 AGREEMENT.

36 ~~6.~~ 7. "General order" means an order applied generally throughout the  
37 state to all persons under jurisdiction of the commission.

38 ~~7.~~ 8. "Heart-related or perivascular injury, illness or death" means  
39 myocardial infarction, coronary thrombosis or any other similar sudden,  
40 violent or acute process involving the heart or perivascular system, or any  
41 death resulting therefrom, and any weakness, disease or other condition of  
42 the heart or perivascular system, or any death resulting therefrom.

1       ~~8.~~ 9. "Insurance carrier" means the state compensation fund and every  
2 insurance carrier duly authorized by the director of insurance to write  
3 workers' compensation or occupational disease compensation insurance in the  
4 state of Arizona.

5       ~~9.~~ 10. "Interested party" means the employer, the employee, or if the  
6 employee is deceased, the surviving spouse or dependents, the commission, the  
7 insurance carrier or their representative.

8       ~~10.~~ 11. "Mental injury, illness or condition" means any mental,  
9 emotional, psychotic or neurotic injury, illness or condition.

10       ~~11.~~ 12. "Order" means and includes any rule, direction, requirement,  
11 standard, determination or decision other than an award or a directive by the  
12 commission or an administrative law judge relative to any entitlement to  
13 compensation benefits, or to the amount thereof, and any procedural ruling  
14 relative to the processing or adjudicating of a compensation matter.

15       ~~12.~~ 13. "Personal injury by accident arising out of and in the course  
16 of employment" means any of the following:

17       (a) Personal injury by accident arising out of and in the course of  
18 employment.

19       (b) An injury caused by the wilful act of a third person directed  
20 against an employee because of the employee's employment, but does not  
21 include a disease unless resulting from the injury.

22       (c) An occupational disease which is due to causes and conditions  
23 characteristic of and peculiar to a particular trade, occupation, process or  
24 employment, and not the ordinary diseases to which the general public is  
25 exposed, and subject to section 23-901.01.

26       14. "PROFESSIONAL EMPLOYER AGREEMENT" MEANS A WRITTEN CONTRACT BETWEEN  
27 A CLIENT AND A PROFESSIONAL EMPLOYER ORGANIZATION:

28       (a) IN WHICH THE PROFESSIONAL EMPLOYER ORGANIZATION EXPRESSLY AGREES  
29 TO CO-EMPLOY ALL OR A MAJORITY OF THE EMPLOYEES PROVIDING SERVICES FOR THE  
30 CLIENT. IN DETERMINING WHETHER THE PROFESSIONAL EMPLOYER ORGANIZATION EMPLOYS  
31 ALL OR A MAJORITY OF THE EMPLOYEES OF A CLIENT, ANY PERSON EMPLOYED PURSUANT  
32 TO THE TERMS OF THE PROFESSIONAL EMPLOYER AGREEMENT AFTER THE INITIAL  
33 PLACEMENT OF CLIENT EMPLOYEES ON THE PAYROLL OF THE PROFESSIONAL EMPLOYER  
34 ORGANIZATION SHALL BE INCLUDED.

35       (b) THAT IS INTENDED TO BE ONGOING RATHER THAN TEMPORARY IN NATURE.

36       (c) IN WHICH EMPLOYER RESPONSIBILITIES FOR WORKSITE EMPLOYEES,  
37 INCLUDING HIRING, FIRING AND DISCIPLINING, ARE EXPRESSLY ALLOCATED BETWEEN  
38 THE PROFESSIONAL EMPLOYER ORGANIZATION AND THE CLIENT IN THE AGREEMENT.

39       15. "PROFESSIONAL EMPLOYER ORGANIZATION" MEANS ANY PERSON ENGAGED IN  
40 THE BUSINESS OF PROVIDING PROFESSIONAL EMPLOYER SERVICES. PROFESSIONAL  
41 EMPLOYER ORGANIZATION DOES NOT INCLUDE A TEMPORARY HELP FIRM OR AN EMPLOYMENT  
42 AGENCY.



1 16. "PROFESSIONAL EMPLOYER SERVICES" MEANS THE SERVICE OF ENTERING INTO  
2 CO-EMPLOYMENT RELATIONSHIPS UNDER THIS CHAPTER TO WHICH ALL OR A MAJORITY OF  
3 THE EMPLOYEES PROVIDING SERVICES TO A CLIENT OR TO A DIVISION OR WORK UNIT  
4 OF A CLIENT ARE COVERED EMPLOYEES.

5 ~~13.~~ 17. "Special order" means an order other than a general order.

6 ~~14.~~ 18. "State compensation fund" includes the state compensation  
7 fund, accident benefit fund and occupational disease compensation fund in  
8 existence on January 2, 1969 and shall thereafter include all funds under the  
9 jurisdiction of the board of directors of the state compensation fund which  
10 have been derived from the assessment of premiums, interest, penalties and  
11 investment earnings for the payment of all workers' compensation and  
12 occupational disease compensation benefits.

13 ~~15.~~ 19. "Weakness, disease or other condition of the heart or  
14 perivascular system" means arteriosclerotic heart disease, cerebral vascular  
15 disease, peripheral vascular disease, cardiovascular disease, angina  
16 pectoris, congestive heart trouble, coronary insufficiency, ischemia and all  
17 other similar weaknesses, diseases and conditions, and also previous episodes  
18 or instances of myocardial infarction, coronary thrombosis or any similar  
19 sudden, violent or acute process involving the heart or perivascular system.

20 ~~16.~~ 20. "Workers' compensation" means workmen's compensation as used  
21 in article XVIII, section 8, Constitution of Arizona.

22 Sec. 2. Repeal

23 Section 23-901, Arizona Revised Statutes, as amended by Laws 2003,  
24 chapter 180, section 3, is repealed.

25 Sec. 3. Section 46-300.01, Arizona Revised Statutes, is amended to  
26 read:

27 46-300.01. JOBS program; privatization; definitions

28 A. ~~Beginning on October 1, 2002,~~ The department shall begin preparing  
29 a request for proposals for privatization throughout this state for case  
30 management and employment services necessary to operate the JOBS program. IF  
31 THE FEDERAL GOVERNMENT:

32 1. REAUTHORIZES WELFARE REFORM LEGISLATION ON OR BEFORE JULY 1, 2004,  
33 the department shall issue a request for proposals by ~~January~~ OCTOBER 1, 2003  
34 2004 and at least once every five years thereafter. On ~~July~~ JANUARY 1, 2003  
35 2005, the department may begin to contract with qualified providers. THE  
36 DEPARTMENT SHALL USE REASONABLE EFFORTS TO BEGIN TO CONTRACT WITH QUALIFIED  
37 PROVIDERS for case management and employment services necessary to operate  
38 the JOBS program by July 1, 2004 2005.

39 2. DOES NOT REAUTHORIZE WELFARE REFORM LEGISLATION ON OR BEFORE JULY  
40 1, 2004, THE DEPARTMENT SHALL ISSUE A REQUEST FOR PROPOSALS BY OCTOBER 1,  
41 2005 AND AT LEAST ONCE EVERY FIVE YEARS THEREAFTER. ON JANUARY 1, 2006, THE  
42 DEPARTMENT MAY BEGIN TO CONTRACT WITH QUALIFIED PROVIDERS. THE DEPARTMENT  
43 SHALL USE REASONABLE EFFORTS TO BEGIN TO CONTRACT WITH QUALIFIED PROVIDERS  
44 FOR CASE MANAGEMENT AND EMPLOYMENT SERVICES NECESSARY TO OPERATE THE JOBS  
45 PROGRAM BY JULY 1, 2006.

1       B. Providers eligible to compete for the JOBS program case management  
2 and employment service contracts include private, for profit businesses,  
3 nonprofit community organizations, community college districts and local and  
4 tribal government entities. Providers must demonstrate the ability to  
5 perform JOBS case management services, provide quality service and be  
6 responsive to the needs of the recipients. IF SUFFICIENT REASONS EXIST, the  
7 department may reject all providers who place bids pursuant to this section.

8       C. The JOBS program case management and employment services contracts  
9 shall be written for all areas of this state in which qualified providers are  
10 available. In establishing contracts for these services, the department may  
11 adopt a service model for a particular county or area of this state that uses  
12 either a single provider or multiple providers. IF THE FEDERAL GOVERNMENT  
13 REAUTHORIZES WELFARE REFORM LEGISLATION ON OR BEFORE JULY 1, 2004, the  
14 providers may begin operating the JOBS program in areas of this state by ~~July~~  
15 JANUARY 1, ~~2003~~ 2005, and shall operate the JOBS program in areas of this  
16 state by July 1, ~~2004~~ 2005. IF THE FEDERAL GOVERNMENT DOES NOT REAUTHORIZE  
17 WELFARE REFORM LEGISLATION ON OR BEFORE JULY 1, 2004, THE PROVIDERS MAY BEGIN  
18 OPERATING THE JOBS PROGRAM IN AREAS OF THIS STATE BY JANUARY 1, 2006, AND  
19 SHALL OPERATE THE JOBS PROGRAM IN AREAS OF THIS STATE BY JULY 1, 2006. A  
20 provider may operate in more than one area of the state. The specific area  
21 in which the provider performs services shall be described in detail in the  
22 contract. The contract shall include provisions that make the contractor  
23 accountable for performance and may impose penalties for failure to perform  
24 the contract terms.

25       D. The department shall:

26       1. Make a determination whether qualified providers are available  
27 based on response to requests for proposals the department issues.

28       2. Establish the provisions of the JOBS program case management and  
29 employment services contracts.

30       3. Take immediate action, in the event of a provider failure, to  
31 directly administer services until an alternative provider can be secured.

32       4. Continue to provide case management and employment services in an  
33 area when no qualified providers have submitted proposals to provide these  
34 services in the area. In areas where there are no providers or an  
35 insufficient number of providers, the department may continue to attempt to  
36 procure private contractors for the area.

37       5. Hold all contracted providers of case management and employment  
38 services accountable to specified performance measures and results with  
39 payment for services based on performance.

40       E. Department of economic security employees who are displaced by  
41 implementation of privatization of the JOBS program authorized by this  
42 section shall receive priority consideration for employment by the private  
43 provider or providers based on prior training and experience. Employment  
44 options for displaced employees shall be made available pursuant to title 41,  
45 chapter 4, article 5.



1 F. Contracted payments for the JOBS case management services shall not  
2 exceed the total level of funding that is made available to the department  
3 to operate the JOBS program, including other related child care and support  
4 services, as a department program. The department shall retain sufficient  
5 funding to ensure the efficient operation of the program and compliance with  
6 the contract terms, state plans and all federal and state statutes and rules.

7 G. After contracts are awarded pursuant to this section, the director  
8 may negotiate with any successful bidder for the expansion or contraction of  
9 services or service areas if there are unnecessary gaps or duplications in  
10 services or service areas.

11 H. Procurement under this section is exempt from title 41, chapter 25,  
12 article 2.

13 I. For the purposes of this section:

14 1. "Case management services" includes:

15 (a) Developing individual employability plans.

16 (b) Assigning work activities.

17 (c) Referring persons, as necessary, to appropriate contracted  
18 providers for employment, education, medical and counseling services.

19 (d) Child care eligibility determinations for families receiving cash  
20 assistance or transitioning off of cash assistance. Child care eligibility  
21 determinations does not include child care services pursuant to section  
22 46-802, 46-805, 46-807, 46-808 or 46-809.

23 2. "Department" means the department of economic security.

24 3. "Employment services" includes:

25 (a) Providing job readiness training.

26 (b) Assisting clients with job location and placement activities for  
27 unsubsidized paid employment.

28 (c) Establishing and monitoring subsidized employment opportunities  
29 and placement for individuals unable to obtain unsubsidized employment.

30 (d) Establishing and monitoring unpaid work experience and community  
31 service opportunities and placement for those individuals needing this level  
32 of assistance to move to paid employment.

33 (e) Providing employment related support services.

34 4. "JOBS program" means the program administered by the department of  
35 economic security to implement the provisions of section 46-299.

36 Sec. 4. Laws 2003, chapter 223, section 4 is amended to read:

37 Sec. 4. Conditional delayed repeal

38 IF THE FEDERAL GOVERNMENT:

39 1. REAUTHORIZES WELFARE REFORM LEGISLATION ON OR BEFORE JULY 1, 2004,  
40 section 46-342, Arizona Revised Statutes, is repealed from and after June 30,  
41 ~~2004~~ 2005.

42 2. DOES NOT REAUTHORIZE WELFARE REFORM LEGISLATION ON OR BEFORE JULY  
43 1, 2004, SECTION 46-342, ARIZONA REVISED STATUTES, IS REPEALED FROM AND AFTER  
44 JUNE 30, 2006.

1       Sec. 5. Laws 2002, chapter 331, section 20, as amended by Laws 2003,  
2 chapter 223, section 9, is amended to read:

3       Sec. 20. Delayed repeal; condition

4       A. Sections 46-343, 46-344, 46-347, 46-348, 46-351, 46-353 and 46-355,  
5 Arizona Revised Statutes, are repealed from and after September 30, 2002.

6       B. IF THE FEDERAL GOVERNMENT:

7       1. REAUTHORIZES WELFARE REFORM LEGISLATION ON OR BEFORE JULY 1, 2004,  
8 title 46, chapter 2, article 9, Arizona Revised Statutes, is repealed from  
9 and after ~~July 1, 2004~~ JUNE 30, 2005.

10       2. DOES NOT REAUTHORIZE WELFARE REFORM LEGISLATION ON OR BEFORE JULY  
11 1, 2004, TITLE 46, CHAPTER 2, ARTICLE 9, ARIZONA REVISED STATUTES, IS  
12 REPEALED FROM AND AFTER JUNE 30, 2006.

13       Sec. 6. Laws 2002, chapter 331, section 23, as amended by Laws 2003,  
14 chapter 223, section 10, is amended to read:

15       Sec. 23. Effective dates; condition

16       A. Sections 46-292, 46-294, 46-300.01, 46-341, 46-342, 46-342.01,  
17 46-345, 46-349, 46-350 and 46-352, Arizona Revised Statutes, as amended by  
18 this act, are effective from and after September 30, 2002.

19       B. Section 46-300.06, Arizona Revised Statutes, as transferred,  
20 renumbered and amended by this act, is effective from and after September 30,  
21 2002.

22       C. IF THE FEDERAL GOVERNMENT:

23       1. REAUTHORIZES WELFARE REFORM LEGISLATION ON OR BEFORE JULY 1, 2004,  
24 ~~Sections~~ SECTION 23-901, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2002,  
25 CHAPTER 331, SECTION 1 AND SECTION 1 OF THIS ACT, AND SECTIONS 41-2771,  
26 46-201, 46-203, 46-204, 46-211, 46-213 and 46-217, Arizona Revised Statutes,  
27 as amended by ~~this act~~ LAWS 2002, CHAPTER 331, are effective from and after  
28 ~~July 1, 2004~~ JUNE 30, 2005.

29       2. DOES NOT REAUTHORIZE WELFARE REFORM LEGISLATION ON OR BEFORE JULY  
30 1, 2004, SECTION 23-901, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2002,  
31 CHAPTER 331, SECTION 1 AND SECTION 1 OF THIS ACT, AND SECTIONS 41-2771,  
32 46-201, 46-203, 46-204, 46-211, 46-213 AND 46-217, ARIZONA REVISED STATUTES,  
33 AS AMENDED BY LAWS 2002, CHAPTER 331, ARE EFFECTIVE FROM AND AFTER JUNE 30,  
34 2006.

35       Sec. 7. Reauthorization of welfare reform legislation;  
36 notification

37       A. No later than July 2, 2004, the director of the department of  
38 economic security shall notify the director of the Arizona legislative  
39 council in writing whether or not the federal government has reauthorized  
40 welfare reform legislation on or before July 1, 2004.

41       B. If the federal government does not reauthorize welfare reform  
42 legislation on or before July 1, 2004, the director of the department of  
43 economic security shall notify the director of the Arizona legislative  
44 council in writing within one day after the federal government reauthorizes  
45 welfare reform legislation.

1       Sec. 8. Retroactivity

2       A. Section 4 of this act applies retroactively to from and after June  
3 30, 2004.

4       B. Sections 2, 5 and 6 of this act apply retroactively to from and  
5 after July 1, 2004.

6       C. Section 7 of this act is effective retroactively to from and after  
7 June 30, 2004.

APPROVED BY THE GOVERNOR MAY 3, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 3, 2004.